

Union Calendar No. 315

107TH CONGRESS
2^D SESSION

H. R. 4477

[Report No. 107-525]

To amend title 18, United States Code, with respect to crimes involving the transportation of persons and sex tourism.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2002

Mr. SENSENBRENNER (for himself, Mr. HYDE, and Mr. SMITH of Texas) introduced the following bill; which was referred to the Committee on the Judiciary

JUNE 24, 2002

Additional sponsors: Mr. PICKERING, Mr. FLAKE, and Mr. WAMP

JUNE 24, 2002

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

A BILL

To amend title 18, United States Code, with respect to crimes involving the transportation of persons and sex tourism.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Sex Tourism Prohibi-
3 tion Improvement Act of 2002”.

4 **SEC. 2. SECTION 2423 AMENDMENTS.**

5 (a) IN GENERAL.—Section 2423 of title 18, United
6 States Code, is amended by striking subsection (b) and
7 inserting the following:

8 “(b) TRAVEL WITH INTENT TO ENGAGE IN ILLICIT
9 SEXUAL CONDUCT.—A person who travels in interstate
10 commerce or travels into the United States, or a United
11 States citizen or an alien admitted for permanent resi-
12 dence in the United States who travels in foreign com-
13 merce, for the purpose of engaging in any illicit sexual
14 conduct with another person shall be fined under this title
15 or imprisoned not more than 15 years, or both.

16 “(c) ENGAGING IN ILLICIT SEXUAL CONDUCT IN
17 FOREIGN PLACES.—Any United States citizen or alien ad-
18 mitted for permanent residence who travels in foreign
19 commerce, and engages in any illicit sexual conduct with
20 another person shall be fined under this title or imprisoned
21 not more than 15 years, or both.

22 “(d) ANCHILLARY OFFENSES.—Whoever arranges, in-
23 duces, procures, or facilitates the travel of a person know-
24 ing that such a person is traveling in interstate commerce
25 or foreign commerce for the purpose of engaging in illicit

1 sexual conduct shall be fined under this title, imprisoned
 2 not more than 15 years, or both.

3 “(e) **ATTEMPT AND CONSPIRACY.**—Whoever at-
 4 tempts or conspires to violate subsection (a), (b), (c), or
 5 (d) shall be punishable in the same manner as a completed
 6 violation of that subsection.

7 “(f) **DEFINITION.**—As used in this section, the term
 8 ‘illicit sexual conduct’ means a sexual act (as defined in
 9 section 2246) with a person that would be in violation of
 10 chapter 109A if the sexual act occurred in the special mar-
 11 itime and territorial jurisdiction of the United States or
 12 any commercial sex act (as defined in section 1591), with
 13 a person who has not attained the age of 18 years.”.

14 (b) **CONFORMING AMENDMENT.**—Section 2423(a) of
 15 title 18, United States Code, is amended by striking “or
 16 attempts to do so”.

17 **SECTION 1. SHORT TITLE.**

18 *This Act may be cited as the “Sex Tourism Prohibition*
 19 *Improvement Act of 2002”.*

20 **SEC. 2. SECTION 2423 AMENDMENTS.**

21 (a) **IN GENERAL.**—Section 2423 of title 18, United
 22 States Code, is amended by striking subsection (b) and in-
 23 serting the following:

24 “(b) **TRAVEL WITH INTENT TO ENGAGE IN ILLICIT**
 25 **SEXUAL CONDUCT.**—A person who travels in interstate

1 *commerce or travels into the United States, or a United*
 2 *States citizen or an alien admitted for permanent residence*
 3 *in the United States who travels in foreign commerce, for*
 4 *the purpose of engaging in any illicit sexual conduct with*
 5 *another person shall be fined under this title or imprisoned*
 6 *not more than 15 years, or both.*

7 “(c) *ENGAGING IN ILLICIT SEXUAL CONDUCT IN FOR-*
 8 *EIGN PLACES.*—*Any United States citizen or alien admit-*
 9 *ted for permanent residence who travels in foreign com-*
 10 *merce, and engages in any illicit sexual conduct with an-*
 11 *other person shall be fined under this title or imprisoned*
 12 *not more than 15 years, or both.*

13 “(d) *ANCILLARY OFFENSES.*—*Whoever arranges, in-*
 14 *duces, procures, or facilitates the travel of a person knowing*
 15 *that such a person is traveling in interstate commerce or*
 16 *foreign commerce for the purpose of engaging in illicit sex-*
 17 *ual conduct shall be fined under this title, imprisoned not*
 18 *more than 15 years, or both.*

19 “(e) *ATTEMPT AND CONSPIRACY.*—*Whoever attempts*
 20 *or conspires to violate subsection (a), (b), (c), or (d) shall*
 21 *be punishable in the same manner as a completed violation*
 22 *of that subsection.*

23 “(f) *DEFINITION.*—*As used in this section, the term ‘il-*
 24 *licit sexual conduct’ means (1) a sexual act (as defined in*
 25 *section 2246) with a person that would be in violation of*

1 *chapter 109A if the sexual act occurred in the special mari-*
2 *time and territorial jurisdiction of the United States; or*
3 *(2) any commercial sex act (as defined in section 1591)*
4 *with a person who the individual engaging in the commer-*
5 *cial sex act, knows or should have known has not attained*
6 *the age of 18 years.”.*

7 (b) *CONFORMING AMENDMENT.—Section 2423(a) of*
8 *title 18, United States Code, is amended by striking “or*
9 *attempts to do so,”.*

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